

03500.014893

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

In re Application of:) DEC 29, 2003
KEIICHIRO ISHIHARA) Examiner: J. Phan
Appln. No.: 09/696,000) OFFICE OF PETITIONS
Filed: October 26, 2000) Group Art Unit: 2872
For: OPTICAL SCANNING) Allowed: August 26, 2003
APPARATUS, MULTI-BEAM)
OPTICAL SCANNING) December 29, 2003
APPARATUS, AND)
IMAGE-FORMING APPARATUS)

THE COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW APPLICATION
FROM ISSUE UNDER 37 C.F.R. § 1.313(c)(2)**

Sir:

The issue fee having been paid on September 11, 2003, pursuant to 37 C.F.R. § 1.313(c)(2), Applicant respectfully petitions the Commissioner to withdraw the above-referenced application from issue for consideration of the Request for Continued Examination (RCE) attached hereto. The RCE requests entry, as the submission under 37 C.F.R. § 1.114, of an Information Disclosure Statement also attached hereto.

EXPEDITED HANDLING REQUESTED

Expedited handling of this Petition is respectfully requested inasmuch as this application is scheduled to issue tomorrow, December 30, 2003.

FORMAL MATTERS

We also enclose a check for the required fee of \$130.00, under 1.17(h), to cover this Petition under 1.313(c)(2). Any deficiency in or overpayment of this fee should be charged or credited to Deposit Account No. 06-1205. A duplicate of this petition is enclosed

REQUEST FOR INTERVIEW

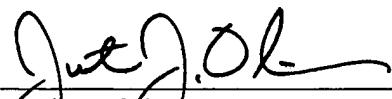
If any questions remain, Applicant respectfully requests that the Office of Petitions contact Applicant's undersigned representative at (202) 530-1010.

CONCLUSION

It is requested that the present application be withdrawn from issue for consideration of the RCE and its submission, the Information Disclosure Statement. Applicant requests favorable consideration of this request.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should be directed to our below listed address.

Respectfully submitted,



Justin J. Oliver
Attorney for Applicants
Registration No. 44,986

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York, 10112-3801
Facsimile: (212) 218-2200

JJO/tmm

DC_MAIN 153882v1